

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

GARY KOOPMANN, TIMOTHY KIDD and
VICTOR PIRNIK, Individually and on Behalf of
All Others Similarly Situated,

Plaintiffs,

v.

FIAT CHRYSLER AUTOMOBILES N.V.,
FCA US LLC, SERGIO MARCHIONNE,
SCOTT KUNSELMAN, MICHAEL DAHL,
STEVE MAZURE and ROBERT E. LEE,

Defendants.

No. 15 Civ. 7199 (JMF)

**DECLARATION OF WILLIAM B. MONAHAN IN OPPOSITION
TO PLAINTIFFS' LETTER-MOTION SEEKING TO SERVE SUR-REBUTTALS**

I, William B. Monahan, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a member of the bar of this Court and am a partner at the law firm Sullivan & Cromwell LLP, counsel for Defendants in the above-captioned action.
2. I respectfully submit this Declaration to provide the Court with certain materials cited in Defendants' October 9, 2018 letter in opposition to Plaintiffs' request for leave to serve sur-rebuttal expert reports.
3. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the Expert Report of Dr. Christopher M. Atkinson, dated August 15, 2018.
4. Attached hereto as Exhibit 2 is a true and correct copy of excerpts from the rebuttal Expert Report of James M. Lyons, dated September 26, 2018.
5. Attached hereto as Exhibit 3 is a true and correct copy of excerpts from the transcript of the deposition of Steven Mazure, dated July 10, 2018.

6. Attached hereto as Exhibit 4 is a true and correct copy of excerpts from the Expert Report of Dr. Axel Friedrich, dated August 15, 2018.

7. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from the transcript of the deposition of Dr. Axel Friedrich, dated September 14, 2018.

8. Attached hereto as Exhibit 6 is a true and correct copy of excerpts from the rebuttal Expert Report of Nick Molden, dated September 26, 2018.

9. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the Expert Report of Dr. Zachary Nye, dated August 15, 2018.

10. Attached hereto as Exhibit 8 is a true and correct copy of excerpts from the rebuttal Expert Report of David Bradley, dated September 26, 2018.

11. Attached hereto as Exhibit 9 is a true and correct copy of excerpts from the rebuttal Expert Report of Dr. Paul A. Gompers, dated September 26, 2018.

12. Attached hereto as Exhibit 10 is a true and correct copy of excerpts from the transcript of the deposition of Dr. Zachary Nye, dated February 2, 2018.

13. Attached hereto as Exhibit 11 is a true and correct copy of excerpts from the Expert Report of Dr. Zachary Nye, dated March 13, 2018.

14. Attached hereto as Exhibit 12 is a true and correct copy of excerpts from the rebuttal Expert Report of Daniel C. Esty, dated September 26, 2018.

15. I declare under penalty of perjury that the foregoing is true and correct.

Dated: San Francisco, California
October 9, 2018

/s/ William B. Monahan
William B. Monahan